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October 12, 2004 FAX
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Illinois Commerce Commission
RAIL SAFETY SECTION

Mr. Dan Powers
Railroad Section
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

COMMENTS

Re: City of North Chicago v. Union Pacific Railroad Company, et al.
Illinois Commerce Commission
Case No. T 03-0024

Dear Mr. Powers:

Please be advised that the City of North Chicago, Illinois has reviewed the draft order submitted by your office on October 1, 2004 in conjunction with the above captioned cause. In that regard, the City of North Chicago takes no exception to the proposed draft order, excepting only, that the City of North Chicago would request that additional language be included in the first paragraph of the draft order reflecting that the City of North Chicago, on or about June 25, 2003 filed its Amendment No. 1 to its Petition which served to add the Elgin, Joliet & Eastern Railroad Company as a party respondent and further requested that the Union Pacific's spur track bisecting Amstutz's Expressway/Martin Luther King Drive be removed and the Amstutz's Expressway at grade crossing be removed.

Very truly yours,



Michael L. Sazdanoff
MLS/ret

cc: Mr. Mack Shumate
Mr. Delmer H. Powell
Ms. Stacy C. Hollo
Mr. Rob May, Ec.D.

DOCKETED

OCT 15 2004

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